

96TH CONGRESS
1ST SESSION

H. R. 2

To require authorizations of new budget authority for Government programs at least every ten years, to provide for review of Government programs every ten years, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 15, 1979

Mr. BLANCHARD (for himself, Mr. MINETA, and Mr. GEPHARDT) introduced the following bill; which was referred jointly to the Committees on Government Operations and Rules

FEBRUARY 13, 1979

Additional sponsors: Mr. AKAKA, Mr. ANDERSON of California, Mr. APPLGATE, Mr. BALDUS, Mr. BEDELL, Mr. BENJAMIN, Mr. BENNETT, Mr. BEVILL, Mr. BOLAND, Mr. BONIOR of Michigan, Mrs. BOUQUARD, Mr. BRODHEAD, Mr. BUCHANAN, Mr. CAMPBELL, Mr. CARR, Mr. CONTE, Mr. CORRADA, Mr. D'AMOURS, Mr. DASCHLE, Mr. DELLUMS, Mr. DERWINSKI, Mr. DICKS, Mr. DORNAN, Mr. DRINAN, Mr. DUNCAN of Tennessee, Mr. DUNCAN of Oregon, Mr. EDWARDS of California, Mr. EMERY, Mr. ENGLISH, Mr. ERTTEL, Mr. EVANS of Georgia, Mr. FASCELL, Mr. FITHIAN, Mr. FOLEY, Mr. FORSYTHE, Mr. FRENZEL, Mr. FUQUA, Mr. GLICKMAN, Mr. GOODLING, Mr. GORE, Mr. GRISHAM, Mr. GUYER, Mr. HAMILTON, Mr. HARKIN, Mr. HEFTTEL, Mr. HILLIS, Mr. HOLLENBECK, Mrs. HOLT, Mr. HOWARD, Mr. HUBBARD, Mr. HUCKABY, Mr. HUGHES, Mr. ICHORD, Mr. JENNETTE, Mr. KILDEE, Mr. KOGOVSEK, Mr. LAGOMARSINO, Mr. LEVITAS, Mr. LLOYD, Mr. LUKE, Mr. MARKEY, Mr. MAZZOLI, Mr. MCCLOSKEY, Mr. MCHUGH, Mr. MCKAY, Mr. MILLER of California, Mr. MITCHELL of New York, Mr. MONTGOMERY, Mr. MOTT, Mr. MURPHY of Pennsylvania, Mr. NEAL, Mr. NEDZI, Mr. NOWAK, Mr. OBERSTAR, Mr. OTTINGER, Mr. PANETTA, Mr. PATTERSON, Mr. PEASE, Mr. PEPPER, Mr. PRICE, Mr. PRITCHARD, Mr. RAHALL, Mr. RANGEL, Mr. RINALDO, Mr. RUSSO, Mr. SANTINI, Mr. SCHEUER, Mr. STANTON, Mr. STEED, Mr. STUDDS, Mr. TRAXLER, Mr. UDALL, Mr. VENTO, Mr. WALKER, Mr. WEAVER, Mr. WHITEHURST, Mr. WHITLEY, Mr. CHARLES H. WILSON of California, Mr.

CORCORAN, Mr. DAN DANIEL, Mr. DONNELLY, Mr. DOUGHERTY, Mr. DOWNEY, Mr. EDGAR, Mr. EDWARDS of Alabama, Mr. FAZIO, Mr. GIBBONS, Mr. GINN, Mr. GUARINI, Mr. HAGEDORN, Mr. HALL of Ohio, Mr. JONES of Oklahoma, Mr. KASTENMEIER, Mr. KINDNESS, Mr. LEACH of Iowa, Mr. LEDERER, Mr. LEE, Mr. LEHMAN, Mr. MARLENEE, Mr. MAVROULES, Mr. MICA, Ms. MIKULSKI, Mr. MIKVA, Mr. MILLER of Ohio, Mr. MOLLOHAN, Mr. NELSON, Mr. PATTEN, Mr. QUILLEN, Mr. RICHMOND, Mr. SEIBERLING, Mr. SHARP, Mrs. SPELLMAN, Mr. STANGELAND, Mr. SWIFT, Mr. SYNAR, Mr. WALGREN, Mr. CHARLES WILSON of Texas, Mr. WOLPE, Mr. WYATT, Mr. YOUNG of Alaska, Mr. YOUNG of Missouri, Mr. ALBOSTA, Mr. CLEVELAND, Mr. ROBERT W. DANIEL, JR., Ms. FERRARO, Mr. GRAY, Mr. MAGUIRE, Mr. MATSUI, Mr. PURSELL, Mrs. SNOWE, Mr. STARK, Mr. TRIBLE, and Mr. WATKINS.

A BILL

To require authorizations of new budget authority for Government programs at least every ten years, to provide for review of Government programs every ten years, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Sunset Act of 1979".

4 SEC. 2. The purposes of this Act are—

5 (1) to require that most Government programs be
6 reauthorized according to a schedule at least once
7 every ten years;

8 (2) to limit the length of time for which Govern-
9 ment programs can be authorized to ten years;

10 (3) to bar the expenditure of funds for Govern-
11 ment programs which have not been provided for by a

1 law enacted during the ten-year sunset reauthorization
2 cycle; and

3 (4) to encourage the reexamination of selected
4 Government programs each Congress.

5 SEC. 3. (a) For purposes of this Act:

6 (1) The term "budget authority" has the meaning
7 given to it by section 3(2) of the Congressional Budget
8 Act of 1974.

9 (2) The term "permanent budget authority"
10 means budget authority provided for an indefinite
11 period of time or an unspecified number of fiscal years
12 which does not require recurring action by the Con-
13 gress, but does not include budget authority provided
14 for a specified fiscal year which is available for obliga-
15 tion or expenditure in one or more succeeding fiscal
16 years.

17 (3) The term "Comptroller General" means the
18 Comptroller General of the United States.

19 (4) The term "agency" means an executive
20 agency as defined in section 105 of title 5, United
21 States Code, except that such term includes the United
22 States Postal Service and the Postal Rate Commission
23 but does not include the General Accounting Office.

24 (5) The term "sunset reauthorization cycle"
25 means the period of five Congresses beginning with the

1 Ninety-seventh Congress and with each sixth Congress
2 following the Ninety-seventh Congress.

3 (b) For purposes of this Act, each program (including
4 any program exempted by provision of law from inclusion in
5 the Budget of the United States) shall be assigned to the
6 functional and subfunctional categories to which it is assigned
7 in the Budget of the United States Government, fiscal year
8 1979. Each committee of the Senate or the House or Repre-
9 sentatives which reports any bill or resolution which author-
10 izes the enactment of new budget authority for a program not
11 included in the fiscal year 1979 budget shall include, in the
12 committee report accompanying such bill or resolution (and,
13 where appropriate, the conferees shall include in their joint
14 statement on such bill or resolution), a statement as to the
15 functional and subfunctional category to which such program
16 is to be assigned.

17 (c) For purposes of titles I, II, III, and V of this Act,
18 the reauthorization date applicable to a program is the date
19 specified for such program under section 101(b).

20 **TITLE I—REAUTHORIZATION OF GOVERNMENT**
21 **PROGRAMS**

22 SEC. 101. (a) Each Government program (except those
23 listed in section 103) shall be reauthorized at least once
24 during each sunset reauthorization cycle during the Congress

1 in which the reauthorization date applicable to such program
2 (pursuant to subsection (b)) occurs.

3 (b) The first reauthorization date applicable to a Gov-
4 ernment program is the date specified in the following table,
5 and each subsequent reauthorization date applicable to a pro-
6 gram is the date ten years following the preceding reauthori-
7 zation date:

Programs included within subfunctional category	First reauthorization date
254 Space, Science, Applications and Technology	September 30, 1982.
272 Energy Conservation.	
301 Water Resources.	
352 Agriculture and Research Services.	
371 Mortgage Credit and Thrift Insurance.	
376 Other Advancement and Regulation of Commerce.	
501 Elementary, Secondary, and Vocational Education.	
601 General Retirement and Disability Insurance.	
602 Federal Employment Retirement and Disability.	
703 Hospital and Medical Care for Veterans.	
806 Other General Government.	
851 General Revenue Sharing.	
051 Department of Defense—Military	September 30, 1984.
053 Atomic Energy Defense Activities.	
154 Foreign Information and Exchange Act.	
251 General Science and Basic Research.	
306 Other Natural Resources.	
351 Farm Income Stabilization.	
401 Ground Transportation.	
502 Higher Education.	
553 Education and Training of Health Care Work Force.	
701 Income Security for Veterans.	
752 Federal Litigative and Judicial Activities.	
802 Executive Director and Management.	
803 Central Fiscal Operations.	
054 Defense Related Activities.....	September 30, 1986.
152 Military Assistance.	
155 International Financial Programs.	
253 Space Flight.	
255 Supporting Space Activities.	
274 Emergency Energy Preparedness.	
302 Conservation and Land Management.	
304 Pollution Control and Abatement.	
407 Other Transportation.	
504 Training and Employment.	
554 Consumer and Occupational Health and Safety.	
704 Veterans Housing.	

Programs included within subfunctional category	First reauthorization date
751 Federal Law Enforcement Activities.	
801 Legislative Function.	
852 Other General Purpose Fiscal Assistance.	
153 Conduct of Foreign Affairs	September 30, 1988.
271 Energy Supply.	
303 Recreational Resources.	
402 Air Transportation.	
505 Other Labor Services.	
551 Health Care Services.	
604 Public Assistance and Other Income Supplements.	
702 Veterans Education, Training, and Rehabilitation.	
753 Federal Correctional Activities.	
805 Central Personnel Management.	
902 Other Interest.	
151 Foreign Economic and Financial Assistance	September 30, 1990.
276 Energy Information, Policy and Regulation.	
372 Postal Service.	
403 Water Transportation.	
451 Community Development.	
452 Area and Regional Development.	
453 Disaster Relief and Insurance.	
503 Research and General Education Aids.	
552 Health Research.	
603 Unemployment Compensation.	
705 Other Veterans Benefits and Services.	
754 Criminal Justice Assistance.	
804 General Property and Record Management.	
901 Interest on the Public Debt.	

1 (c)(1) It shall not be in order in either the Senate or the
2 House of Representatives to consider any bill or resolution,
3 or amendment thereto, which authorizes the enactment of
4 new budget authority for a program for a period of more than
5 ten fiscal years, for an indefinite period, or (except during the
6 Congress in which such next reauthorization date occurs) for
7 any fiscal year beginning after the next reauthorization date

1 applicable to such program. Notwithstanding the preceding
2 sentence, it shall be in order to consider a bill or resolution
3 for the purpose of considering an amendment to the bill or
4 resolution which would make the authorization period con-
5 form to the requirement of such sentence.

6 (2)(A) It shall not be in order in either the Senate or the
7 House of Representatives to consider any bill or resolution,
8 or amendment thereto, which provides new budget authority
9 for a program for any fiscal year beginning after the first (or
10 any subsequent) reauthorization date applicable to such pro-
11 gram under paragraph (b), unless the provision of such new
12 budget authority is specifically authorized by a law which
13 constitutes a required authorization for such program.

14 (B) For the purposes of this subsection, the term
15 "required authorization" means a law authorizing the enact-
16 ment of new budget authority for a program, which complies
17 with the provisions of paragraph (1) and is enacted during the
18 Congress in which the reauthorization date for such program
19 occurs, or during a Congress after such date and prior to the
20 Congress in which the next reauthorization date for such pro-
21 gram occurs.

22 (3) No new budget authority may be obligated or
23 expended for a program for a fiscal year beginning after the
24 last fiscal year in a sunset reauthorization cycle unless a pro-

1 vision of law providing for the continuation of such program
2 has been enacted during such sunset reauthorization cycle.

3 (4) Any provision of law providing permanent budget
4 authority for a program shall cease to be effective (for the
5 purpose of providing such budget authority) on the first
6 reauthorization date applicable to such program.

7 (5) It shall not be in order in either the Senate or the
8 House of Representatives to consider any bill or resolution,
9 or amendment thereto, which provides new budget authority
10 for a program unless the bill or resolution, or amendment
11 thereto (or the report which accompanies such bill or resolu-
12 tion), includes a specific reference to the provision of law
13 which constitutes a required authorization for such program.
14 Notwithstanding the preceding sentence, it shall be in order
15 to consider a bill or resolution for the purpose of considering
16 an amendment which provides such reference to the appro-
17 priate provision of law.

18 SEC. 102. (a) It shall not be in order in either the
19 Senate or the House of Representatives to consider any bill
20 or resolution, or amendment thereto, which has been
21 reported by a committee and which authorizes the enactment
22 of new budget authority for a program for a fiscal year begin-
23 ning after the next reauthorization date applicable to such
24 program, unless a reauthorization review (to the extent the

25 committee or committees having jurisdiction deem appropri-

1 ate) of such program has been completed during the Congress
2 in which the reauthorization date for such program occurs (or
3 during a subsequent Congress when such required authoriza-
4 tion is considered), and the report accompanying such bill or
5 resolution includes a separate section entitled "Reauthoriza-
6 tion Review" recommending, based on such review, whether
7 the program or the laws affecting such program should be
8 continued without change, continued with modifications, or
9 terminated, and also includes, to the extent the committee or
10 committees having jurisdiction deem appropriate, each of the
11 following matters:

12 (1) Information and analysis on the organization,
13 operation, costs, results, accomplishments, and effec-
14 tiveness of the program.

15 (2) An identification of any other programs having
16 similar objectives, and a justification of the need for
17 the proposed program in comparison with those other
18 programs which may be potentially conflicting or
19 duplicative.

20 (3) An identification of the objectives intended for
21 the program, and the problems or needs which the pro-
22 gram is intended to address, including an analysis of
23 the performance expected to be achieved, based on the
24 bill or resolution as reported.

1 (4) A comparison of the amount of new budget
2 authority which was authorized for the program in
3 each of the previous four fiscal years and the amount
4 of new budget authority provided in each such year.

5 (5) A comparison between the recommendation of
6 the committee and the regulatory reform plan submit-
7 ted pursuant to title V of this Act, and the basis for
8 the committee recommendation, for the program or
9 agency which would be reauthorized by the legislation
10 which this report accompanies.

11 (b) It shall not be in order in either the Senate or the
12 House of Representatives to consider a bill or resolution, or
13 amendment thereto, which authorizes the enactment of new
14 budget authority for a program for which there previously
15 has been no such authorization unless the report accompany-
16 ing such bill or resolution sets forth, to the extent that the
17 committee or committees having jurisdiction deem appropri-
18 ate, the information specified in subsection (a) (2) and (3).

19 (c) Each committee having legislative jurisdiction over a
20 program included in section 103 shall conduct a review of
21 such program of the type described in subsection (a) at least
22 once during each sunset reauthorization cycle, during the
23 Congress in which the reauthorization date applicable to such
24 program occurs, and shall submit to the Senate or the House

1 its recommendations and other information of the type
2 described in subsection (a) to the extent that the committee
3 deems appropriate. It shall not be in order to consider a bill
4 or resolution reported by the committee having legislative
5 jurisdiction which authorizes the enactment of new budget
6 authority for such program unless such report accompanies
7 such bill or resolution, or has been submitted during the Con-
8 gress in which the reauthorization date for such program
9 occurred as provided in section 101(b), whichever first
10 occurs.

11 SEC. 103. (a) Section 101(c) shall not apply to the
12 following:

13 (1) Programs included within functional category
14 900 (Interest).

15 (2) Any Federal programs or activities to enforce
16 civil rights guaranteed by the Constitution of the
17 United States or to enforce antidiscrimination laws of
18 the United States, including but not limited to the
19 investigation of violations of civil rights, civil or crimi-
20 nal litigation or the implementation or enforcement of
21 judgments resulting from such litigation, and adminis-
22 trative activities in support of the foregoing.

23 (3) Programs which are related to the administra-
24 tion of the Federal judiciary and which are classified in

1 the fiscal year 1979 budget under subfunctional cate-
2 gory 752 (Federal litigative and judicial activities).

3 (4) Payments of refunds of internal revenue col-
4 lections as provided in title I of the Supplemental
5 Treasury and Post Office Departments Appropriation
6 Act of 1949 (62 Stat. 561), but not to include refunds
7 to persons in excess of their tax payments.

8 (5) Programs included in the fiscal year 1979
9 budget in subfunctional categories 701 (Income secu-
10 rity for veterans), 702 (Veterans education, training,
11 and rehabilitation), 704 (Veterans housing), and pro-
12 grams for providing health care which are included in
13 such budget in subfunctional category 703 (Hospital
14 and medical care for veterans).

15 (6) Social Security and Federal employee retire-
16 ment programs including the following:

17 (A) Programs funded through trust funds
18 which are included with subfunctional categories
19 551 (Health care services), 601 (General retire-
20 ment and disability insurance), or 602 (Federal
21 employee retirement and disability).

22 (B) Retirement pay and retired pay of mili-
23 tary personnel on the retired lists of the Army,
24 Navy, Marine Corps, and the Air Force, including
25 the Reserve components thereof, retainer pay for

1 personnel of the Inactive Fleet Reserve; and pay-
2 ments under section 4 of Public Law 92-425 and
3 chapter 73 of title 10, United States Code (survi-
4 vor's benefits), classified in the fiscal year 1979
5 budget in subfunctional category 051 (Department
6 of Defense—military).

7 (C) Retirement pay and medical benefits for
8 retired commissioned officers of the Coast Guard,
9 the Public Health Service Commissioned Corps,
10 and the National Oceanic and Atmospheric Com-
11 missioned Corps and their survivors and depend-
12 ents, classified in the fiscal year 1979 budget in
13 subfunctional category 551 (Health care services)
14 or in subfunctional category 306 (Other natural
15 resources).

16 (D) Retired pay of military personnel of the
17 Coast Guard and Coast Guard Reserve, members
18 of the former Lighthouse Service, and for annu-
19 ities payable to beneficiaries of retired military
20 personnel under the retired serviceman's family
21 protection plan (10 U.S.C. 1431-1446) and survi-
22 vor benefit plan (10 U.S.C. 1447-1455), classified
23 in the fiscal year 1979 budget in subfunctional
24 category 403 (Water transportation).

1 (E) Payments to the Central Intelligence
2 Agency Retirement and Disability Fund, classified
3 in the fiscal year 1979 budget in subfunctional
4 category 054 (Defense-related activities).

5 (F) Payments to the Civil Service Retire-
6 ment and Disability Fund for financing unfunded
7 liabilities, classified in the fiscal year 1979 budget
8 in subfunctional category 805 (Central personnel
9 management).

10 (G) Payments to the Foreign Service Retire-
11 ment and Disability Fund, classified in the fiscal
12 year 1979 budget in subfunctional category 153
13 (Conduct of foreign affairs).

14 (H) Payments to the Federal Old-Age and
15 Survivors Insurance and the Federal Disability
16 Insurance Trust Funds, classified in the fiscal year
17 1979 budget in various subfunctional categories.

18 (I) Administration of the retirement and dis-
19 ability programs set forth in this section.

20 (b) If a question is raised in the Senate with respect to
21 the application of any paragraph of subsection (a) to any bill,
22 resolution, or amendment, or to any provision of law, the
23 Presiding Officer shall submit the question to the Senate for
24 decision.

1 SEC. 104. (a) It is the sense of the Congress that all
2 programs should be considered and reauthorized in program
3 categories which constitute major areas of legislative policy.
4 Such authorizations should be for sufficient periods of time to
5 enhance oversight and the review and evaluation of Govern-
6 ment programs.

7 (b) The reauthorization schedule contained in section
8 101(b) may be changed by concurrent resolution of the two
9 Houses of the Congress (except that changes in the schedule
10 affecting permanent appropriations may be made only by
11 law).

12 (c) All messages, petitions, memorials, concurrent reso-
13 lutions, and bills proposing changes in section 101(b) and all
14 bills proposing changes in section 103(a), shall be referred
15 first to the committee with legislative jurisdiction over any
16 program affected by the proposal and sequentially to the
17 Committee on Rules in the House of Representatives or to
18 the Committee on Rules and Administration in the Senate as
19 provided for in subsection (d).

20 (d) Except as provided in subsection (f), the Committee
21 on Rules in the House of Representatives or the Committee
22 on Rules and Administration in the Senate shall report any
23 concurrent resolution or bill referred to it under the provi-
24 sions of subsection (c) and which previously has been

25 reported favorably by a committee of legislative jurisdiction

1 within thirty days (not counting any day on which the Senate
2 or the House of Representatives is not in session), beginning
3 with the day following the day on which such resolution or
4 bill is so referred, with its recommendations.

5 (e) The recommendations of the Committee on Rules or
6 the Committee on Rules and Administration pursuant to sub-
7 section (d) or (f) shall include a statement on each of the
8 following matters:

9 (1) The effect the proposed change would have on
10 the sunset reauthorization schedule.

11 (2) The effect the proposed change would have on
12 the jurisdictional and reauthorization responsibilities
13 and workloads of the authorizing committees of Con-
14 gress.

15 (3) Any suggested grouping of similar programs
16 which would further the goals of this Act to make
17 more effective comparisons between programs having
18 like objective.

19 (f) Any concurrent resolution or bill proposing a change
20 in section 101(b) or 103(a) which has been reported by a
21 committee before July 1, 1980, shall be referred in the
22 House to the Committee on Rules and in the Senate to the
23 Committee on Rules and Administration. Such committee
24 shall report an omnibus concurrent resolution or bill contain-
25 ing its recommendations regarding the proposed changes by

1 August 1, 1980, and consideration of such bill or resolution
2 shall be highly privileged in the House of Representatives
3 and privileged in the Senate. The provisions of subsections (c)
4 and (d) of section 1017 of the Impoundment Control Act of
5 1974, insofar as they relate to consideration of rescission
6 bills, shall apply to the consideration of concurrent resolu-
7 tions and bills proposing changes reported pursuant to this
8 subsection, amendments thereto, motions and appeals with
9 respect thereto, and conference reports thereon.

10 (g) It shall not be in order in the Senate or the House of
11 Representatives to consider a bill or resolution reported pur-
12 suant to subsection (b), (c), (d), or (f) which proposes a
13 reauthorization date for a program beyond the final reauthor-
14 ization date of the sunset reauthorization cycle then in prog-
15 ress. Notwithstanding the preceding sentence, it shall be in
16 order to consider a bill or resolution for the purpose of con-
17 sidering an amendment which meets the requirements of this
18 subsection.

19 TITLE II—PROGRAM INVENTORY

20 SEC. 201. (a) The Comptroller General and the Director
21 of the Congressional Budget Office, in cooperation with the
22 Director of the Congressional Research Service, shall pre-
23 pare an inventory of Federal programs (hereafter in this title
24 referred to as the "program inventory").

1 (b) The purpose of the program inventory is to advise
2 and assist the Congress in carrying out the requirements of
3 titles I and III. Such inventory shall not in any way bind the
4 committees of the Senate or the House of Representatives
5 with respect to their responsibilities under such titles and
6 shall not infringe on the legislative and oversight responsibil-
7 ities of such committees. The Comptroller General shall com-
8 pile and maintain the inventory, and the Director of the Con-
9 gressional Budget Office shall provide budgetary information
10 for inclusion in the inventory.

11 (c) Not later than January 1, 1980, the Comptroller
12 General, after consultation with the Director of the Congres-
13 sional Budget Office and the Director of the Congressional
14 Research Service, shall submit the program inventory to the
15 Senate and House of Representatives.

16 (d) In the report submitted under this section, the
17 Comptroller General, after consultation and in cooperation
18 with and consideration of the views and recommendations of
19 the Director of the Congressional Budget Office, shall group
20 programs into program areas appropriate for the exercise of
21 the review and reexamination requirements of this Act. Such
22 groupings shall identify program areas in a manner which
23 classifies each program in only one functional and only one
24 subfunctional category and which is consistent with the
25 structure of national needs, agency missions, and basic pro-

1 grams developed pursuant to section 201(i) of the Budget and
2 Accounting Act, 1921.

3 (e) The program inventory shall set forth for each pro-
4 gram each of the following matters:

5 (1) The specific provision(s) of law authorizing the
6 program.

7 (2) The committees of the Senate and the House
8 of Representatives which have legislative or oversight
9 jurisdiction over the program.

10 (3) A brief statement of the purpose or purposes
11 to be achieved by the program.

12 (4) The committees which have jurisdiction over
13 legislation providing new budget authority for the pro-
14 gram, including the appropriate subcommittees of the
15 Committees on Appropriations of the Senate and the
16 House of Representatives.

17 (5) The agency and, if applicable, the subdivision
18 thereof responsible for administering the program.

19 (6) The grants-in-aid, if any, provided by such
20 program to State and local governments.

21 (7) The next reauthorization date for the program.

22 (8) A unique identification number which links the
23 program and functional category structure.

1 (9) The year in which the program was originally
2 established and, where applicable, the year in which
3 the program expires.

4 (10) Where applicable, the year in which new
5 budget authority for the program was last authorized
6 and the year in which current authorizations of new
7 budget authority expire.

8 (f) The inventory shall contain a separate tabular listing
9 of programs which are not required to be reauthorized pursu-
10 ant to section 101(c).

11 (g) The report also shall set forth for each program
12 whether the new budget authority provided for such
13 programs is—

14 (1) authorized for a definite period of time;

15 (2) authorized in a specific dollar amount but
16 without limit of time;

17 (3) authorized without limit of time or dollar
18 amounts;

19 (4) not specifically authorized; or

20 (5) permanently provided,

21 as determined by the Director of the Congressional Budget
22 Office.

23 (h) For each program or group of programs, the pro-
24 gram inventory also shall include information prepared by the

1 Director of the Congressional Budget Office indicating each
2 of the following matters:

3 (1) The amounts of new budget authority author-
4 ized and provided for the program for each of the pre-
5 ceding four fiscal years and, where applicable, the four
6 succeeding fiscal years.

7 (2) The functional and subfunctional category in
8 which the program is presently classified and was clas-
9 sified under the fiscal year 1979 budget.

10 (3) The identification code and title of the appro-
11 priation account in which budget authority is provided
12 for the program.

13 SEC. 202. The General Accounting Office, the Congres-
14 sional Research Service, and the Congressional Budget
15 Office shall permit the mutual exchange of available informa-
16 tion in their possession which would aid in the compilation of
17 the program inventory.

18 SEC. 203. The Office of Management and Budget, and
19 the Executive agencies and the subdivisions thereof shall, to
20 the extent necessary and possible, provide the General
21 Accounting Office with assistance requested by the Comp-
22 troller General in the compilation of the program inventory.

23 SEC. 204. Each committee of the Senate and the House
24 of Representatives, the Congressional Budget Office, and the

25 Congressional Research Service shall review the program in-
Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 ventory as submitted under section 201 and not later than
2 March 1, 1980, each shall advise the Comptroller General of
3 any revisions in the composition or identification of programs
4 and groups of programs which it recommends. After full con-
5 sideration of the reports of all such committees and officials,
6 the Comptroller General in consultation with the committees
7 of the Senate and the House of Representatives shall report,
8 not later than May 1, 1980, a revised program inventory to
9 the Senate and the House of Representatives.

10 SEC. 205. (a) The Comptroller General, after the close
11 of each session of the Congress, shall revise the program
12 inventory and report the revisions to the Senate and the
13 House of Representatives.

14 (b) After the close of each session of the Congress, the
15 Director of the Congressional Budget Office shall prepare a
16 report, for inclusion in the revised inventory, with respect to
17 each program included in the program inventory and each
18 program established by law during such session, which in-
19 cludes the amount of the new budget authority authorized
20 and the amount of new budget authority provided for the
21 current fiscal year and each of the five succeeding fiscal
22 years. If new budget authority is not authorized or provided
23 or is authorized or provided for an indefinite amount for any
24 of such five succeeding fiscal years with respect to any pro-

25 gram, the Director shall make projections of the amounts of

1 such new budget authority necessary to be authorized or pro-
2 vided for any such fiscal year to maintain a current level of
3 services.

4 (c) Not later than one year after the first or any subse-
5 quent reauthorization date, the Director of the Congressional
6 Budget Office, in consultation with the Comptroller General
7 and the Director of the Congressional Research Service,
8 shall compile a list of the provisions of law related to all
9 programs subject to such reauthorization date for which new
10 budget authority was not authorized. The Director of the
11 Congressional Budget Office shall include such a list in the
12 report required by subsection (b). The committees with legis-
13 lative jurisdiction over the affected programs shall study the
14 affected provisions and make any recommendations they
15 deem to be appropriate with regard to such provisions to the
16 Senate and the House of Representatives.

17 SEC. 206. The Comptroller General and the Director of
18 the Congressional Budget Office shall include in their respec-
19 tive reports to the Congress pursuant to sections 202(f) and
20 702(e) of the Congressional Budget Act of 1974 an assess-
21 ment of the adequacy of the functional and subfunctional cat-
22 egories contained in section 101(b) for grouping programs of
23 like missions or objectives.

24 SEC. 207. (a) The Director of the Congressional Budget
25 Office shall tabulate and issue an annual report on the prog-

1 res of congressional action on bills and resolutions reported
2 by a committee of either House or passed by either House
3 which authorize the enactment of new budget authority for
4 programs.

5 (b) The report shall include an up-to-date tabulation for
6 the fiscal year beginning October 1 and the succeeding four
7 fiscal years of the amounts of budget authority (1) authorized
8 by law or proposed to be authorized in any bill or resolution
9 reported by any committee of the Senate or the House of
10 Representatives, or (2) if budget authority is not authorized
11 or proposed to be authorized for any of the five fiscal years,
12 the amounts necessary to maintain a current level of services
13 for programs in the inventory.

14 (c) The Director of the Congressional Budget Office
15 shall issue periodic reports on the programs and the provi-
16 sions of laws which are scheduled for reauthorization in each
17 Congress pursuant to the reauthorization schedule in section
18 101(b). In these reports, the Director shall identify each pro-
19 vision of law which authorizes the enactment of new budget
20 authority for programs scheduled for reauthorization and the
21 title of the appropriation bill, or part thereof, which would
22 provide new budget authority pursuant to each authorization.

23 TITLE III—PROGRAM REEXAMINATION

24 SEC. 301. (a) Each committee of the Senate and the
25 House of Representatives periodically shall provide through

1 the procedures established in section 302, for the conduct of
2 a comprehensive reexamination of selected programs or
3 groups of programs over which it has jurisdiction.

4 (b) In selecting programs and groups of programs for
5 reexamination, each committee shall consider each of the
6 following matters:

7 (1) The extent to which substantial time has
8 passed since the program or group of programs has
9 been in effect.

10 (2) The extent to which a program or group of
11 programs appears to require significant change.

12 (3) The resources of the committee with a view
13 toward undertaking reexaminations across a broad
14 range of programs.

15 (4) The desirability of examining related programs
16 concurrently.

17 SEC. 302. (a)(1) The funding resolution first reported by
18 each committee of the Senate in 1981, and thereafter for the
19 first session of each Congress, shall include, and the first
20 funding resolution introduced by each committee of the
21 House of Representatives (and referred to the Committee on
22 House Administration) for such year and thereafter for the
23 first session of each Congress shall include a section setting
24 forth the committee's plan for reexamination of programs

1 under this title. Such plan shall include each of the following
2 matters:

3 (A) The programs to be reexamined and the rea-
4 sons for their selection.

5 (B) The scheduled completion date for each pro-
6 gram reexamination, which date shall not be later than
7 the end of the Congress preceding the Congress in
8 which the reauthorization date applicable to a program
9 occurs as provided in section 101(b), unless the com-
10 mittee explains in a statement in the report accompa-
11 nying its proposed funding resolution (in the Senate),
12 or in a statement supplied by the respective committee
13 and included in the report of the Committee on House
14 Administration (in the House of Representatives), the
15 reasons for a later completion date, except that reports
16 on programs scheduled for reauthorization during the
17 Ninety-seventh Congress and selected for reexamina-
18 tion in a committee's plan adopted in 1981 may be
19 submitted at any time until February 15, 1982.

20 (C) The estimated cost for each reexamination.

21 (2) The report accompanying the funding resolution
22 reported by each committee of the Senate in 1981 and there-
23 after for the first session of each Congress, shall include, and
24 the report accompanying the funding resolution reported by

25 the Committee on House Administration with respect to each
Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 committee of the House of Representatives shall include a
2 statement of that committee, with respect to each reexamina-
3 tion in its plan both the following matters:

4 (A) A description of the components of the
5 reexamination.

6 (B) A statement of whether the reexamination is
7 to be conducted (i) by the committee, or (ii) at the
8 request and under the direction of or under contract
9 with the committee, as the case may be, by one or
10 more instrumentalities of the legislative branch, one or
11 more instrumentalities of the executive branch, or one
12 or more nongovernmental organizations, or (iii) by a
13 combination of the foregoing.

14 (3) It shall not be in order to consider a funding resolu-
15 tion with respect to a committee of the Senate or the House
16 of Representatives in 1981, and thereafter for the first
17 session of a Congress, unless—

18 (A) such resolution includes a section containing
19 the information described in paragraph (1) and the
20 report accompanying such resolution contains the infor-
21 mation described in paragraph (2); and

22 (B) the report required by subsection (c) with
23 respect to each program reexamination scheduled for
24 completion during the preceding Congress by such

25 committee has been submitted for printing.
Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 (4) It shall not be in order to consider an amendment to
2 the section of a funding resolution described in paragraph (1)
3 reported by a committee of the Senate for a year, or reported
4 by the Committee on House Administration with respect to a
5 committee of the House of Representatives for a year—

6 (A) if such amendment would require reexamina-
7 tion of a program which has been reexamined by such
8 committee under this section during any of the five
9 preceding years;

10 (B) if such amendment would cause such section
11 not to contain the information described in paragraph
12 (1) with respect to each program to be reexamined by
13 such committee; or

14 (C) if notice in writing of intention to propose
15 such amendment has not been given to such committee
16 and, in the case of an amendment in the Senate, to the
17 Committee on Rules and Administration of the Senate,
18 or, in the case of an amendment in the House of Rep-
19 resentatives, to the Committee on House Administra-
20 tion, not later than January 20 of the calendar year in
21 which such year begins or the first day of the session
22 of the Congress in which such year begins, whichever
23 is later. The notice required by this subparagraph shall
24 include the substance of the amendment intended to be
25 proposed and, if such amendment would add one or

1 more programs to be reexamined, shall include the
2 information described in paragraphs (1) and (2) with
3 respect to each such program. This subparagraph shall
4 not apply to amendments proposed by such committee
5 or by the Committee on Rules and Administration or
6 House Administration, as the case may be.

7 (b) In order to achieve coordination of program reex-
8 amination each committee shall, in preparing each reexamini-
9 ation plan required by subsection (a), consult with appropri-
10 ate committees of the Senate or appropriate committees of
11 the House of Representatives, as the case may be, and shall
12 inform itself of related activities of and support or assistance
13 that may be provided by (1) the General Accounting Office,
14 the Congressional Budget Office, the Congressional Research
15 Service, and the Office of Technology Assessment, and (2)
16 appropriate instrumentalities in the executive and judicial
17 branches.

18 (c) Each committee shall prepare and have printed a
19 report with respect to each reexamination completed under
20 this title. Each such report shall be delivered to the Secre-
21 tary of the Senate or the Clerk of the House of Representa-
22 tives, as the case may be, not later than the date specified in
23 the resolution and printed as a Senate or House document,
24 accordingly. To the extent permitted by law or regulation,
25 such number of additional copies as the committee may order

Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 shall be printed for the use of the committee. If two or more
2 committees have legislative jurisdiction over the same pro-
3 gram or portions of the same program, such committees may
4 reexamine such program jointly and submit a joint report
5 with respect to such reexamination.

6 (d) The report pursuant to subsection (c) shall set forth
7 the findings, recommendations, and justifications with respect
8 to the program, and shall include to the extent the committee
9 deems appropriate, each of the following matters:

10 (1) An identification of the objectives intended for
11 the program and the problem it was intended to
12 address.

13 (2) An identification of any trends, developments,
14 and emerging conditions which are likely to affect the
15 future nature and extent of the problems or needs
16 which the program is intended to address and an
17 assessment of the potential primary and secondary
18 effects of the proposed program.

19 (3) An identification of any other program having
20 potentially conflicting or duplicative objectives.

21 (4) A statement of the number and types of bene-
22 ficiaries or persons served by the program.

23 (5) An assessment of the effectiveness of the pro-
24 gram and the degrees to which the original objectives

1 of the program or group of programs have been
2 achieved.

3 (6) An assessment of the cost effectiveness of the
4 program, including where appropriate, a cost-benefit
5 analysis of the operation of the program.

6 (7) An assessment of the relative merits of alter-
7 native methods which could be considered to achieve
8 the purposes of the program.

9 (8) Information on the regulatory, privacy, and
10 paperwork impacts of the program.

11 (e) A report submitted pursuant to this section shall be
12 deemed to satisfy the reauthorization review requirements of
13 title I.

14 SEC. 303. Each department or agency of the executive
15 branch which is responsible for the administration of a pro-
16 gram selected for reexamination pursuant to this title, shall,
17 not later than six months before the completion date specified
18 for reexamination reports pursuant to section 302(a)(1)(B),
19 submit to the Office of Management and Budget and to the
20 appropriate committee or committees of the Senate and the
21 House of Representatives a report of its findings, recommen-
22 dations, and justifications with respect to each of the matters
23 set forth in section 302(d), and the Office of Management and
24 Budget shall submit to such committee(s) such comments as
25 it deems appropriate.

1 SEC. 304. For the purposes of this title:

2 (1) The term "funding resolution" means—

3 (A) with respect to each committee of the
4 Senate, the first authorization resolution reported
5 by such committee for a year under section 133(g)
6 of the Legislative Reorganization Act of 1946, or
7 any action taken in lieu of such funding resolu-
8 tion, which in any event shall occur not later than
9 May 15; or

10 (B) with respect to each committee of the
11 House of Representatives, the primary funding
12 resolution for such committee which is effective
13 for the duration of a Congress.

14 (2) An amendment to a funding resolution
15 includes a resolution of the Senate which amends such
16 funding resolution.

17 TITLE IV—CITIZENS' COMMISSION ON THE OR-
18 GANIZATION AND OPERATION OF GOVERN-
19 MENT

20 SEC. 401. There is authorized to be established, as an
21 independent instrumentality of the United States, the Citi-
22 zens' Commission on the Organization and Operation of Gov-
23 ernment (hereinafter in this title referred to as the
24 "Commission").

1 SEC. 402. It is hereby declared to be the policy of the
2 Congress to promote economy, efficiency, and improved serv-
3 ice in the transaction of the public business in the depart-
4 ments, agencies, independent instrumentalities, and other
5 authorities of the executive branch of the Government.

6 SEC. 403. (a) The Commission shall conduct a nonparti-
7 san study and investigation of the organization and methods
8 of operation of all departments, agencies, independent instru-
9 mentalities, and authorities of the executive branch of the
10 Government in the following major policy areas:

11 (1) International affairs and defense.

12 Functions:

13 050—National defense.

14 150—International affairs.

15 (2) Resources and technology.

16 Functions:

17 250—General science, space, and
18 technology.

19 270—Energy.

20 300—Natural resources and environment.

21 (3) Economic development.

22 Functions:

23 350—Agriculture.

24 370—Commerce and housing credit.

25 400—Transportation.

1 450—Community and regional development.

2 (4) Human resources.

3 Functions:

4 500—Education, training, employment, and
5 social services.

6 550—Health.

7 600—Income security.

8 700—Veterans benefits and services.

9 (5) General Government.

10 Functions:

11 750—Administration of justice.

12 800—General Government.

13 850—General purpose fiscal assistance.

14 900—Interest.

15 (b) The Commission shall make such recommendation as
16 it determines necessary to—

17 (1) increase the effectiveness of Government serv-
18 ices, programs, and activities by changing the structure
19 and execution of administrative responsibilities;

20 (2) improve delivery of services through elimina-
21 tion of needless duplication or overlap, consolidation of
22 similar services, programs, activities, and functions,
23 and termination of such services, programs, and activi-
24 ties which have outlived their intended purpose;

1 (3) maintain expenditures at levels consistent with
2 the efficient performance of essential services, pro-
3 grams, activities, and functions;

4 (4) simplify and eliminate overlaps in agency reg-
5 ulatory functions by review of the laws, regulations,
6 and administrative reports and procedures; and

7 (5) determine the appropriate responsibilities of
8 each level of government, the manner and alternative
9 means for each level of government to finance such
10 responsibilities, the forms and extent of intergovern-
11 mental aid and assistance, and the organization re-
12 quired for proper balance and division of respective
13 Federal, State, and local government roles, responsibil-
14 ities, and authorities.

15 (c) The Commission shall submit to the President, the
16 Committee on Governmental Affairs of the Senate, and the
17 Committee on Government Operations of the House of Rep-
18 resentatives such interim reports as it deems advisable, and,
19 not later than four years after the appointment and qualifica-
20 tion of a majority of the Commission Members, a final report
21 setting forth the Commission's findings and recommenda-
22 tions. The final report of the Commission shall include the
23 comments of the appropriate congressional committees.

24 (d) At least once every year for two years after the sub-
25 mission of the final report, the Comptroller General shall

1 report to the Congress on the status of actions taken on the
2 Commission's final report.

3 SEC. 404. (a) The Commission shall be composed of fif-
4 teen members appointed from among individuals with exten-
5 sive experience in or knowledge of United States Govern-
6 ment as follows:

7 (1) Five members appointed by the President by
8 and with the advice and consent of the Senate.

9 (2) Five members appointed by the President pro
10 tempore of the Senate, three upon recommendation of
11 the majority leader and two upon recommendation of
12 the minority leader of the Senate.

13 (3) Five members appointed by the Speaker of the
14 House of Representatives, three upon recommendation
15 of the majority leader and two upon recommendation of
16 the minority leader of the House.

17 (b)(1) Two members appointed under subsection (a)(1)
18 shall be appointed to serve as Chairman and Vice Chairman
19 (as provided in paragraph (2) of this subsection) and shall not
20 engage in any other business, vocation, or employment. Such
21 two members shall not be of the same political affiliation.

22 (2) The member described in paragraph (1) who is, when
23 appointed, not of the same political affiliation as the Presi-
24 dent shall serve as Chairman of the Commission and the

1 other such member shall serve as Vice Chairman of the
2 Commission.

3 (c) Of the members appointed and qualified under sub-
4 section (a)(1) other than the members to whom subsection (b)
5 applies, not more than two shall be of the same political
6 affiliation.

7 (d) Any vacancy in the Commission shall not affect its
8 powers, but shall be filled in the same manner in which the
9 original appointment was made.

10 (e) Eight members of the Commission shall constitute a
11 quorum, but the Commission may establish a lesser number
12 to constitute a quorum for the purpose of holding hearings.

13 SEC. 405. (a) The Commission or, on the authorization
14 of the Commission, any subcommittee or member thereof,
15 may, for the purpose of carrying out the provisions of this
16 title, hold such hearings and sit and act at such times and
17 places, administer such oaths, and require, by subpoena or
18 otherwise, the attendance and testimony of such witnesses
19 and the production of such books, records, correspondence,
20 memoranda, papers, and documents as the Commission or
21 such subcommittee or member may deem advisable.

22 (b)(1) Subpenas shall be issued under the signature of
23 the Chairman or any member of the Commission designated
24 by him and shall be served by any person designated by the
25 Chairman or such member. Any member of the Commission
Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 may administer oaths or affirmation to witness appearing
2 before the Commission.

3 (2) The provisions of section 1821 of title 28, United
4 States Code, shall apply to witnesses summoned to appear at
5 any such hearing. The per diem and mileage allowances to
6 witnesses summoned under authority conferred by this sec-
7 tion shall be paid from funds appropriated to the Commission.

8 (3) Any person who willfully neglects or refuses to
9 appear, or refuses to qualify as a witness, or to testify, or to
10 produce any evidence in obedience to any subpoena duly
11 issued under the authority of this section shall be fined not
12 more than \$500, or imprisoned for not more than six months,
13 or both. Upon the certification by the Chairman of the Com-
14 mission of the facts concerning any such willful disobedience
15 by any person to the United States attorney for any judicial
16 district in which such person resides or is found, such attor-
17 ney may proceed by information for the prosecution of such
18 person for such offense.

19 (c) The Commission is authorized to secure directly from
20 the head of any department, agency, independent instrumen-
21 tality, or other authority of the executive branch of the Gov-
22 ernment, available information which the Commission deems
23 useful in the discharge of its duties. All departments, agen-
24 cies, independent instrumentalities, and other authorities of

25 the executive branch of the Government shall cooperate with

1 the Commission and furnish all information requested by the
2 Commission in accordance with existing law.

3 SEC. 406. (a) Subject to such rules and regulations as
4 may be adopted by the Commission, the Commission shall
5 have the power—

6 (1) to appoint and fix the compensation of an
7 Executive Director and such additional staff personnel
8 as it deems necessary in accordance with the provi-
9 sions of title 5, United States Code, governing appoint-
10 ments in the competitive service, and chapter 51 and
11 subchapter III of chapter 53 of such title relating to
12 classification and General Schedule pay rates, and—

13 (A) in the case of the Executive Director, at
14 a rate equal to that of level V of the Executive
15 Schedule under section 5316 of title 5, United
16 States Code; and

17 (B) in the case of not more than three addi-
18 tional staff members, at rates not in excess of the
19 maximum rate for GS-18 of the General Sched-
20 ule under section 5332 of such title; and

21 (2) to procure temporary and intermittent services
22 to the same extent as is authorized by section 3109 of
23 title 5, United States Code.

24 (b) The Commission is authorized to enter into agree-
25 ments with the General Services Administration for procure-

1 ment of necessary financial and administrative services, for
2 which payment shall be made by reimbursement from funds
3 of the Commission in such amounts as may be agreed upon
4 by the Chairman and the Administrator of the General Serv-
5 ices Administration.

6 SEC. 407. (a) The Chairman of the Commission shall
7 receive compensation at a rate equal to the rate prescribed
8 for level III of the Executive Schedule under section 5314 of
9 title 5, United States Code, and the Vice Chairman shall
10 receive compensation at a rate equal to the rate prescribed
11 for level IV of the Executive Schedule under section 5315 of
12 title 5, United States Code.

13 (b) All other members of the Commission who are not
14 officers or employees of the Federal Government shall
15 receive compensation at the rate of \$200 for each day such
16 member is engaged in the performance of the duties vested in
17 the Commission.

18 (c) Members of the Commission shall be reimbursed for
19 travel, subsistence, and other necessary expenses incurred in
20 connection with their activities as members of the
21 Commission.

22 SEC. 408. The Commission shall cease to exist ninety
23 days after the submission of its final report.

1 SEC. 409. There is authorized to be appropriated until
2 September 30, 1983, without fiscal year limitations, the sum
3 of \$4,000,000 to carry out the provisions of this title.

4 SEC. 410. The Commission shall be subject to the
5 Federal Advisory Committee Act.

6 TITLE V—REGULATORY IMPACT

7 SEC. 501. (a) The Congress finds that the Government
8 regulation can at times be more of a burden than a benefit to
9 American consumers, American businesses, and to the
10 American economy as a whole.

11 (1) Regulatory policies often have contributed to
12 inflation through approval of regulations not commen-
13 surate with the public interest, frequently without due
14 consideration of the relative costs and benefits involved
15 in such decisions, without due consideration of the
16 competitive impact of such decisions, or without ade-
17 quate provision for public participation in such
18 decisions.

19 (2) Some regulatory policies harm both industry
20 and consumers by denying businesses the chance to
21 compete and by depriving consumers of the lower
22 prices and diversity of services that greater competition
23 can present.

24 (3) Too often, regulatory agencies have neglected
25 critical economic issues, and failed to set clear prior-

1 ities, articulate cogent policies, or to integrate planning
2 into operational functions. As a result, certain agencies
3 have fostered a pattern of red tape, stagnation, and
4 waste, which has led to public frustration and
5 confusion.

6 (4) Frequent use of inefficient after-the-fact case-
7 by-case adjudication, rather than general rulemaking,
8 by most regulatory agencies has burdened business
9 with excessive paperwork and unreasonable delays,
10 impaired the ability of many industries to adapt to
11 changing market conditions and beneficial new technol-
12 ogy, and contributed to price rises, inefficiencies, and
13 misallocations of resources.

14 (5) By consistently failing to take consumer and
15 business interests adequately into account and by arbi-
16 trarily limiting the operation of the free enterprise
17 system, regulatory agencies too often have poorly
18 served the public interest in disregard of their congres-
19 sional mandates.

20 (b)(1) It is the purpose of this title to require over a
21 period of ten years the President to submit once in each Con-
22 gress, and to encourage the Congress to act upon, a plan
23 designed to prevent unnecessary or harmful regulation which
24 has led to inflationary consumer prices, a reduction of compe-
25 tition in the providing of important goods and services, and

1 other economic inefficiencies that disrupt the operation of a
2 free enterprise system without correspondingly benefiting the
3 health, safety, or economic welfare of the Nation.

4 (2) It is the further purpose of this title to require that
5 regulation by the Federal Government be systematically and
6 comprehensively reviewed and modified so as to assure that
7 such regulation, where it is necessary, is aimed at and struc-
8 tured to achieve substantial benefits to the Nation exceeding
9 the costs thereof, and toward this end, that each regulatory
10 agency perform its mandated responsibilities in the most
11 effective and least dilatory and costly manner so as to maxi-
12 mize the intended benefits to the Nation.

13

AGENCY REFORM PLANS

14 SEC. 502. (a) Not later than the first day of February in
15 the first session of the Ninety-seventh Congress, the Ninety-
16 eighth Congress, the Ninety-ninth Congress, the One-hun-
17 dredth Congress, and the One hundred first Congress, the
18 President shall submit an analysis containing the information
19 required to be included under subsection (b) and the President
20 shall submit a legislative plan containing the information
21 called for in subsection (c) as follows:

22 (1) By April 1, 1981, a plan with respect to regu-
23 lation of securities, trade practices, banking and
24 finance, and communications matters by the following
25 agencies:

1 (A) Securities and Exchange Commission.

2 (B) Federal Trade Commission.

3 (C) Office of Comptroller of the Currency.

4 (D) Federal Deposit Insurance Corporation.

5 (E) Federal Communications Commission.

6 (2) By April 1, 1983, a plan with respect to regu-
7 lation of surface transportation and safety matters by
8 the following agencies:

9 (A) National Highway Traffic Safety Admin-
10 istration.

11 (B) Interstate Commerce Commission.

12 (3) By April 1, 1985, a plan with respect to regu-
13 lation of environmental, occupational, and food and
14 health safety matters by the following agencies:

15 (A) Food and Drug Administration.

16 (B) Consumer Product Safety Commission.

17 (C) Environmental Protection Agency.

18 (D) Occupational Safety and Health Admin-
19 istration.

20 (4) By April 1, 1987, a plan with respect to regu-
21 lation of air transportation matters by the following
22 agencies:

23 (A) Civil Aeronautics Board.

24 (B) Federal Aviation Administration.

1 (5) By April 1, 1989, a plan with respect to regu-
2 lation of energy and maritime transportation by the fol-
3 lowing agencies:

4 (A) Federal Maritime Commission.

5 (B) Federal Energy Regulatory Administra-
6 tion.

7 (C) Nuclear Regulatory Commission.

8 (b) An analysis submitted by the President pursuant to
9 subsection (a) shall contain the following information with
10 respect to agencies or designated units thereof which are
11 referenced in paragraphs (1) through (5) of subsection (a)—

12 (1) the purposes for which each agency was estab-
13 lished;

14 (2) significant changes which have occurred in the
15 areas regulated by each agency, the impact of such
16 changes on the effectiveness of the agency, and the
17 continued appropriateness of those original purposes;

18 (3) the net impact of the agency and the degree to
19 which it has accomplished its purposes;

20 (4) the timeliness of agency decisionmaking;

21 (5) the cost-effectiveness and efficiency of the
22 operations of each agency;

23 (6) the extent to which agency actions may
24 contribute to inflation; and

1 (7) consideration of practical alternative
2 approaches to achieving presently demonstrated
3 regulatory needs.

4 (c) A legislative plan submitted by the President pursu-
5 ant to subsection (a) shall include specific legislation follow-
6 ing up on the analysis earlier submitted by the President with
7 respect to agencies or designated units thereof which are ref-
8 erenced in paragraphs (1) through (5) of subsection (a), and
9 may include—

10 (1) recommendations for the transfer, consolida-
11 tion, modification, or elimination of agency functions;

12 (2) recommendations for organizational, structural
13 and procedural reforms;

14 (3) recommendations for the merger, modification,
15 establishment, or abolition of agencies or their enabling
16 legislation;

17 (4) recommendations for eliminating or phasing
18 out outdated, overlapping, or conflicting agency rules
19 and mandates;

20 (5) recommendations for alleviating agency delays;

21 (6) recommendations for increasing public partici-
22 pation in agency proceedings;

23 (7) recommendations for making agency regulation
24 more cost-effective; and

1 (8) recommendations for increasing economic
2 competition.

3 (d) Each plan submitted by the President pursuant to
4 subsection (a) shall be referred to the committee or commit-
5 tees of the House of Representatives and the Senate with
6 legislative jurisdiction over the agencies affected by the plan.

7 (e) Along with each plan submitted by the President
8 pursuant to subsections (a) and (c), the President shall report
9 on the cumulative impact on specific industry groupings of all
10 Government regulatory activity reviewed to that date. The
11 report shall include recommendations to ensure that the
12 cumulative impact of Government regulations is in the Na-
13 tion's best interests. Wherever practicable, in the formulation
14 of each plan, the President shall give explicit consideration to
15 the particular impact of Government regulatory activity on
16 the following relevant industry groupings:

17 (1) transportation and agriculture industries;

18 (2) mining, heavy manufacturing, and public utili-
19 ties industries;

20 (3) construction and light manufacturing indus-
21 tries; and

22 (4) communications, finance, insurance, real
23 estate, trade, and service industries.

1 LEGISLATIVE AGENCY REVIEW

2 SEC. 503. (a) The Comptroller General of the United
3 States and the Director of the Congressional Budget Office
4 shall submit, contemporaneously with the submission of the
5 analysis required under subsection 502(b), a report assessing
6 each of the agencies to be included in the plan submitted by
7 the President with respect to the same criteria set forth in
8 that subsection.

9 (b) The Comptroller General of the United States and
10 the Director of the Congressional Budget Office shall submit
11 to the Congress not later than June 1 of each year in which a
12 plan is submitted by the President as provided in subsections
13 502 (a) and (c) of this title, a complete and thorough analysis
14 of such plan.

15 TITLE VI—GOVERNMENT ACCOUNTABILITY

16 SEC. 601. (a) At the beginning of the ninety-seventh
17 session of Congress and every two years thereafter the Presi-
18 dent shall submit to the Congress a report on the manage-
19 ment of the executive branch (hereinafter called the Manage-
20 ment Report). The Management Report shall be submitted as
21 part of the budget on the same day as the budget is transmit-
22 ted to the Congress under section 201 of the Budget and
23 Accounting Act, 1921.

1 (b) It is the intent of Congress that the President shall
2 be granted full discretion in the design of the Management
3 Report provided that—

4 (1) Programs shall be—

5 (i) designated within each executive depart-
6 ment and within each independent establishment,
7 according to their relative effectiveness, as “ex-
8 cellent”, “adequate”, or “unsatisfactory”, and

9 (ii) ranked as to their effectiveness relative to
10 all other programs within each category in that
11 executive department or within that independent
12 establishment.

13 (2) The designation and ranking of programs as to
14 relative effectiveness shall be determined by the degree
15 to which each program’s statutory objective is being
16 met, which shall be based on—

17 (i) the clarity of the statutory design and
18 objective upon which the program is based,

19 (ii) the overall design of the program as
20 effectuated by the responsible executive depart-
21 ment or independent establishment, and

22 (iii) the overall quality of the management of
23 the program by the responsible executive depart-
24 ment or independent establishment.

1 (c) The Management Report shall include the Presi-
2 dent's reasons for the program designations and rankings he
3 has made.

4 (d) The Management Report shall include a list of those
5 programs or areas the President recommends for administra-
6 tive or congressional improvement during that Congress.

7 (e) The Management Report shall include the report of
8 the Director of the Office of Management and Budget
9 required under section 602 of this Act, including the Presi-
10 dent's recommendations and proposed actions pursuant to it.

11 SEC. 602. (a) The Director of the Office of Management
12 and Budget (hereinafter called the Director) shall provide an
13 evaluative report on Federal programs to the President
14 which shall be forwarded to the Congress by the President
15 with his Management Report.

16 (b) In his report the Director shall identify any pro-
17 grams that are contradictory to other Federal programs and
18 recommend corrective legislation. The Director shall also
19 recommend the termination or modification of any programs
20 whose relative ineffectiveness no longer justifies continued
21 Federal expenditures or only justifies a lower level of Federal
22 expenditures.

23 SEC. 603. The President may from time to time submit
24 to the Congress reports supplementary to the Management
25 Report, each of which shall include such supplementary or

1 revised recommendations as he may deem necessary or desir-
2 able to achieve the purposes of this Act. The Director may,
3 from time to time, submit to the President reports supple-
4 mentary to the report required by section 602.

5 SEC. 604. (a) For the purposes of this part:

6 (1) The term "program" means an organized set
7 of activities carried out pursuant to separate statutory
8 authorization or for which Federal expenditures are
9 specifically allocated by the Federal Government, and
10 which can be evaluated in terms of relative effective-
11 ness in pursuing a governmental goal, but shall not
12 include national foreign intelligence activities.

13 (2) The term "executive department" shall have
14 the meaning given it in section 101 of title 5, United
15 States Code.

16 (3) The term "independent establishment" shall
17 have the meaning given it in section 104 of title 5,
18 United States Code, except that it includes the United
19 States Postal Service and the Postal Rate Commission
20 but does not include the General Accounting Office or
21 the Independent Regulatory Agencies.

22 TITLE VII—TAX EXPENDITURES

23 SEC. 701. (a) For purposes of this part—

24 (1) The term "tax expenditure provision" means
25 any provision of Federal law which allows a special

1 exclusion, exemption, or deduction in determining lia-
2 bility for any tax or which provides a special credit
3 against any tax, a preferential rate of tax, or a deferral
4 of tax liability.

5 (2) The term "Committee on Ways and Means"
6 means the Committee on Ways and Means of the
7 House of Representatives.

8 (3) The term "Committee on Finance" means the
9 Committee on Finance of the Senate.

10 (4) The term "Joint Tax Committee" means the
11 Joint Committee on Taxation of the Congress.

12 SEC. 702. (a) Not later than July 1, 1980, the Director
13 of the Congressional Budget Office after consultation with
14 the Joint Tax Committee shall prepare an inventory of tax
15 expenditures provisions (hereafter in this part referred to as
16 the "tax inventory") and submit a report thereon to the
17 Committee on Ways and Means and the Committee on
18 Finance. The report shall include for each tax expenditure
19 provision—

20 (1) the statute, regulation, ruling, or other circum-
21 stance which is the basis for the tax expenditure provi-
22 sion;

23 (2) an identification of the tax against which the
24 tax expenditure provision allows a special exclusion,
25 exemption, or deduction in determining liability or pro-

1 vides a special credit, a preferential rate of tax, or a
2 deferral of tax liability;

3 (3) a brief statement of the purpose or purposes to
4 be achieved by the tax expenditure provision;

5 (4) the period of time, if any, for which the tax
6 expenditure provision has been in effect;

7 (5) the estimated revenue loss from the tax
8 expenditure provision for the preceding 4 fiscal years;

9 (6) an analysis of the distributional impact of the
10 tax expenditure provision; and

11 (7) the functional and subfunctional category of
12 the budget in which the tax expenditure provision is
13 classified.

14 (b) The General Accounting Office, the Congressional
15 Research Service, and the Office of Technology Assessment
16 shall provide the Congressional Budget Office and the Joint
17 Tax Committee with information requested which would aid
18 in the compilation of the tax inventory.

19 (c) The Department of the Treasury, the Office of Man-
20 agement and Budget, and the other agencies shall, to the
21 extent necessary and possible, provide the Congressional
22 Budget Office and the Joint Tax Committee with any assist-
23 ance requested for the preparation of the tax inventory.

24 SEC. 703. The Committee on Ways and Means and the
25 Committee on Finance shall review the tax inventory submit-

1 ted as provided in section 702 and, not later than October 1,
2 1980, shall advise the Director of the Congressional Budget
3 Office of any proposed revisions in the composition or identi-
4 fication of tax expenditure provisions in the tax inventory.
5 After considering the advice of such committees, such Direc-
6 tor, in consultation with the Joint Tax Committee, shall
7 report, not later than December 1, 1980, a revised tax inven-
8 tory to the House and the Senate.

9 SEC. 704. (a) The Director of the Congressional Budget
10 Office, after the close of each session of the Congress, shall
11 revise the tax inventory after consultation with the Joint Tax
12 Committee and issue a report on the revisions thereto to the
13 Senate and House of Representatives. Such report shall indi-
14 cate, with respect to each tax expenditure provision estab-
15 lished during such session, the revenue loss which will result
16 in the current fiscal year and the 5 succeeding fiscal years.

17 (b) The Director of the Congressional Budget Office
18 shall tabulate and issue periodic reports to the Senate and
19 the House of Representatives on the progress of congression-
20 al action on bills and resolutions reported by the Committee
21 on Ways and Means or the Committee on Finance or passed
22 by either House which affect tax expenditure provisions and
23 each new tax expenditure provision proposed to be enacted
24 by any bill or resolution reported, with respect to the amount

1 of revenue loss which would result in the next fiscal year and
2 each of the 4 succeeding fiscal years.

3 SEC. 705. (a) During the second session of the Ninety-
4 sixth Congress, the Committee on Ways and Means and the
5 Committee on Finance shall report, and the Congress shall
6 complete action on, a bill prescribing a schedule of reauthori-
7 zation dates, with such modifications as may be necessary to
8 take into account the considerations set forth in section 706
9 for all tax expenditure provisions (other than those
10 specifically exempted in the bill) in the tax inventory, or, if
11 not in such inventory, which are in effect on the date of the
12 enactment of such bill or which have been enacted or other-
13 wise established as of such date will become effective after
14 such date. Under such schedule there shall be 5 first reauth-
15 orization dates for tax expenditure provisions beginning with
16 September 30, 1982, and continuing on September 30 of
17 each of the following 4 even-numbered years, and each sub-
18 sequent reauthorization date applicable to a tax expenditure
19 provision shall be the date 10 years following the preceding
20 reauthorization date.

21 (b) Upon enactment of the bill described in subsection
22 (a), and subject to the exemptions and modifications provided
23 pursuant to subsections (a) and (d), each tax expenditure pro-
24 vision shall cease to be effective on January 1 of the year
25 following the first (or subsequent) reauthorization date pro-
Approved For Release 2005/07/12 : CIA-RDP85-00988R000200120002-6

1 vided in the schedule adopted pursuant to subsection (a) and
2 the bills, resolutions, or amendments thereto enacted pursu-
3 ant to the subsection (d), unless it would otherwise cease to
4 be effective at an earlier date, or unless it is reauthorized by
5 a law enacted after the date of enactment of this Act and
6 during or subsequent to the Congress in which it is scheduled
7 for reauthorization.

8 (c) It shall not be in order in either the Senate or House
9 of Representatives to consider a bill or resolution, or amend-
10 ment thereto, which provides for the reauthorization of all or
11 part of a tax expenditure provision which is in the schedule
12 adopted pursuant to subsection (a) or which was enacted pur-
13 suant to subsection (d) (i) for an indefinite period of time, (ii)
14 for a period exceeding 10 taxable years, or (iii) (except during
15 the Congress in which the next reauthorization date for such
16 provision occurs) for any taxable year beginning after the
17 next reauthorization date applicable to such tax expenditure
18 provision.

19 (d) After the enactment of the bill described in subsec-
20 tion (a), it shall not be in order in either the Senate or the
21 House of Representatives to consider any bill, resolution, or
22 amendment thereto which proposes the enactment of a tax
23 expenditure provision which does not constitute a reauthori-
24 zation under subsection (c) that does not have a reauthoriza-

25 tion date (and subsequent reauthorization dates) which con-

1 form with the schedule provided in subsection (a): *Provided,*
2 That any such bill, resolution, or amendment thereto may be
3 specifically exempted from the requirements of this subsec-
4 tion: *And provided further,* That such modifications as may
5 be necessary to take into account the consideration set forth
6 in section 706 may be prescribed in any such bill, resolution,
7 or amendment thereto.

8 (e) Reauthorization dates shall be prescribed under sub-
9 sections (a) and (d) so as to provide for a review of tax
10 expenditure provisions during the same Congress as the
11 review under this title of programs having similar objectives,
12 consistent with providing an even distribution of the work of
13 reviewing tax expenditure provisions during each Congress
14 and taking into consideration the economic impact of the
15 review process and the interest of avoiding adverse impact on
16 previously acquired assets.

17 SEC. 706. In carrying out the requirements of section
18 705 the Committee on Ways and Means, the Committee on
19 Finance, and the Congress may prescribe such transition
20 rules, conforming and technical changes, and substitute pro-
21 visions to minimize unfairness, to mitigate any adverse effect
22 which might result for taxpayers who have relied on a tax
23 expenditure provision, or to provide for an orderly end of the
24 effectiveness of any such provision.

1 SEC. 707. It shall not be in order in either the Senate or
2 the House of Representatives to consider a bill, resolution, or
3 amendment thereto which proposes a reauthorization date for
4 a tax expenditure provision beyond the final reauthorization
5 date of the current sunset reauthorization cycle.

6 SEC. 708. (a) It shall not be in order in either the
7 Senate or the House of Representatives to consider any bill,
8 resolution, or amendment thereto, which provides for the
9 reauthorization of a tax expenditure provision for a taxable
10 year beginning after the next reauthorization date applicable
11 to such provision, unless a reauthorization review of such
12 provision has been completed during the Congress in which
13 the reauthorization date for such provision occurs, and the
14 report accompanying such bill or resolution includes a recom-
15 mendation as to whether the tax expenditure provision should
16 be continued without change, continued with modifications,
17 or terminated, and includes, in the scope and detail the Com-
18 mittee on Ways and Means and the Committee on Finance
19 deem appropriate, the following:

20 (1) information and analysis on the operation,
21 costs, results, accomplishments, and effectiveness of
22 the tax expenditure provision;

23 (2) an identification of any other tax expenditure
24 provisions or any other programs having similar objec-
25 tives, and a justification of the need for the proposed

1 tax expenditure in comparison with those tax expendi-
2 ture provisions or programs which may be potentially
3 conflicting or duplicative; and

4 (3) an identification of the objectives intended for
5 the tax expenditure provision, and the problems or
6 needs which the tax expenditure provision is intended
7 to address, including an analysis of the performance
8 expected to be achieved, based on the bill or resolution
9 as reported.

10 (b) It shall not be in order in either the Senate or the
11 House of Representatives to consider any bill, resolution, or
12 amendment thereto, which proposes the enactment of a new
13 tax expenditure provision unless the bill, resolution, or
14 amendment thereto is accompanied by a report which sets
15 forth, in the scope and detail the Committee on Ways and
16 Means and the Committee on Finance, as they deem appro-
17 priate, the information specified in subsections (a)(2) and
18 (a)(3) of this section.

19 TITLE VIII—MISCELLANEOUS

20 SEC. 801. Section 206 of the Budget and Accounting
21 Act, 1921 (31 U.S.C. 15), is amended by inserting immedi-
22 ately before the period a comma and "or at the request of a
23 committee of either House of Congress presented after the
24 day on which the President transmits the budget to the Con-
25 gress under section 201 of this Act for the fiscal year".

✓ 1 SEC. 802. Nothing in this Act shall require the public
2 disclosure of matters that are specifically authorized under
3 criteria established by an Executive order to be kept secret in
4 the interest of national defense or foreign policy and are in
5 fact properly classified pursuant to such Executive order, or
6 which are otherwise specifically protected by law.

7 SEC. 803. The provisions of this section and sections
8 101(a), 101(b), 101(c)(1), 101(c)(2), 101(c)(5), 102, 103(b),
9 104(a), 104(c), 104(d), 104(e), 104(f), 104(g), title III (except
10 section 303), section 805 and section 806 of this Act are
11 enacted by the Congress—

12 (1) as an exercise of the rulemaking power of the
13 Senate and the House of Representatives, respectively,
14 and as such they shall be considered as part of the
15 rules of each House, respectively, or of that House to
16 which they specifically apply, and such rules shall
17 supersede other rules only to the extent that they are
18 inconsistent therewith; and

19 (2) with full recognition of the constitutional right
20 of either House to change such rules (so far as relating
21 to such House) at any time, in the same manner, and
22 to the same extent as in the case of any other rule of
23 such House.

24 SEC. 804. (a)(1) To assist in the review or reexamina-
25 tion of a program, the head of an agency which administers

1 such program and the head of any other agency, when
2 requested, shall provide to each committee of the Senate and
3 the House of Representatives which has legislative jurisdic-
4 tion over such program such studies, information, analyses,
5 reports, and assistance as the committee may request.

6 (2) Not later than six months prior to the first reauthori-
7 zation date specified for a program in section 101(b) the head
8 of the agency which administers such program or the head of
9 any other agency, when requested by a committee of the
10 Senate or House of Representatives, shall conduct a review
11 of those regulations currently promulgated and in use by that
12 agency which the committee specifically has requested be
13 reviewed and submit a report to the Senate or the House of
14 Representatives as the case may be, setting forth the regula-
15 tions that agency intends to retain, eliminate, or modify if the
16 program is reauthorized and stating the basis for its decision.

17 (3) On or before October 1 of the year preceding the
18 Congress in which occurs the reauthorization date for a pro-
19 gram, the Comptroller General shall furnish to each commit-
20 tee of the Senate and the House of Representatives which
21 has legislative jurisdiction over such program a listing of the
22 prior audits and reviews of such program completed during
23 the preceding six years.

24 (4) Consistent with the discharge of the duties and func-
25 tions imposed by law on them or their respective Offices or

1 Service, the Comptroller General, the Director of the Con-
2 gressional Budget Office, the Director of the Office of Tech-
3 nology Assessment, and the Director of the Congressional
4 Research Service shall furnish to each committee of the
5 Senate and the House of Representatives such information,
6 analyses, and reports as the committee may request to assist
7 it in conducting reviews or evaluations of programs.

8 (b)(1) On or before October 1 of the year preceding the
9 Congress in which occurs the reauthorization date for a pro-
10 gram, the President, with the cooperation of the head of each
11 appropriate agency, shall submit to the Congress a "Regula-
12 tory Duplication and Conflicts Report" for all such programs
13 scheduled for reauthorization in the next Congress.

14 (2) Each such regulatory duplication and conflicts report
15 shall—

16 (A) identify regulatory policies, including data col-
17 lection requirements, of such programs or the agencies
18 which administer them, which duplicate or conflict with
19 each other or with rules or regulations or regulatory
20 policies of other programs or agencies, and identify the
21 provisions of law which authorize or require such
22 duplicative or conflicting regulatory policies or the pro-
23 mulgation of such duplicative or conflicting rules or
24 regulations;

1 (B) identify the regulatory policies, including data
2 collection requirements, of such programs which are, or
3 which tend to be, duplicative of or in conflict with
4 rules or regulations or regulatory policies of State or
5 local governments;

6 (C) contain recommendations which address the
7 conflicts or duplications identified in subsections (A)
8 and (B).

9 (3) The regulatory duplication and conflicts report sub-
10 mitted by the President pursuant to this subsection shall be
11 referred to the committee or committees of the House of
12 Representatives and the Senate with legislative jurisdiction
13 over the programs affected by the reports.

14 SEC. 805. (a) For purposes of this section and title I,
15 the term "required authorization waiver resolution" means
16 only a resolution of the Senate or the House of Representa-
17 tives—

18 (1) which is introduced by the chairman of a com-
19 mittee pursuant to subsection (b);

20 (2) which waives the provisions of subsection
21 101(c)(2) of this Act for the purpose of allowing consid-
22 eration of a bill or resolution providing new budget
23 authority for a program for not more than one fiscal
24 year in an amount which does not exceed the amount
25 of new budget authority required to maintain the cur-

1 rent level of services being provided during the fiscal
2 year preceding the fiscal year for which new budget
3 authority would be provided; and for purposes of this
4 section, such current level of services shall be deter-
5 mined initially from the report submitted to the Con-
6 gress pursuant to section 605 of the Congressional
7 Budget Act of 1974 and shall be certified by the Di-
8 rector of the Congressional Budget Office; and

9 (3) the matter after the resolving clause of which
10 is as follows: "That it is in order in the Senate (House
11 of Representatives) to consider a bill (resolution) pro-
12 viding new budget authority for for the fiscal
13 year in an amount not to exceed \$."
14 (with the first blank space being filled with identifica-
15 tion of the program; the second blank space being filled
16 with the fiscal year for which the new budget authority
17 would be provided; and the third blank space being
18 filled with the amount of new budget authority neces-
19 sary to maintain the current level of services for such
20 program for the fiscal year preceding the fiscal year for
21 which such new budget authority would be provided).

22 (b) The chairman of the committee of the Senate or the
23 House of Representatives having legislative jurisdiction over
24 a program or programs shall introduce a required authoriza-
25 tion waiver resolution for such program or programs not later

1 than the fifth day (not counting any day on which the Senate
2 or the House, as the case may be, is not in session) following
3 the occurrence of either of the following:

4 (1) A bill authorizing the enactment of new
5 budget authority for the same program or programs
6 has been under consideration for not less than fifteen
7 hours, including debate on the motion to consider the
8 authorization bill, and no limitation of debate has been
9 agreed to; or

10 (2) A bill authorizing the enactment of new
11 budget authority for the same program or programs
12 has been vetoed by the President and such veto has
13 been sustained by either the Senate or the House of
14 Representatives.

15 (c) A required authorization waiver resolution relating
16 to a program introduced in, or received by, the Senate or the
17 House of Representatives shall be referred to the appropriate
18 committee of the Senate or the House of Representatives, as
19 the case may be; except that any resolution introduced,
20 received after September 1 of the second session of a Con-
21 gress shall immediately be placed on the appropriate calen-
22 dar. With respect to any resolution still pending before a
23 committee on September 1, of the second session of a Con-
24 gress, the committee shall be automatically discharged and
25 the resolution placed on the appropriate calendar.

1 (d) The provisions of section 912 of title 5, United
2 States Code, relating to the consideration of resolutions of
3 disapproval of reorganization plans shall apply in the House
4 of Representatives and the Senate to the consideration of
5 required authorization waiver resolutions.

6 SEC. 806. The Committees on Governmental Affairs
7 and on Rules and Administration of the Senate and the Com-
8 mittees on Government Operations and on Rules of the
9 House of Representatives shall review the operation of the
10 procedures established by this Act, and shall submit a report
11 not later than December 31, 1986, and each five years there-
12 after, setting forth their findings and recommendations. Such
13 reviews and reports may be conducted jointly.

14 SEC. 807. There are hereby authorized to be appropri-
15 ated through fiscal year 1990 such sums as may be necessary
16 to carry out the review requirement of titles I and III and
17 the requirements for the compilation of the inventory of Fed-
18 eral programs as set forth in title II.

○